**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop Amendment, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:  
Date: October 14, 2004 Name: G. Peter Nichols Signature:

**BRINKS  
HOFFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Jennifer Marvin

Appln. No.: 10/038,765

Filed: January 2, 2002

For: Tampon Applicator Assembly and Method  
of Using Same

Attorney Docket No: 659/923 (17,699)

Examiner: Kidwell

Art Unit: 3761

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

Response with \$18 check  
 Return Receipt Postcard

**Fee calculation:**

No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_.)  
 An additional filing fee has been calculated as shown below:

|   | Claims Remaining<br>After Amendment |       | Highest No.<br>Previously Paid For | Present<br>Extra | Small Entity |           | Not a Small Entity |      |
|---|-------------------------------------|-------|------------------------------------|------------------|--------------|-----------|--------------------|------|
|   |                                     |       |                                    |                  | Rate         | Add'l Fee | or                 | Rate |
| Total                                     | 21                                  | Minus | 20                                 | 1                | x \$9=       |           | x \$18=            | 18   |
| Indep.                                    | 3                                   | Minus | 3                                  |                  | x 44=        |           | x \$88=            |      |
| First Presentation of Multiple Dep. Claim |                                     |       |                                    |                  | +\$150=      |           | + \$300=           |      |
|   |                                     |       |                                    |                  | Total        | \$        | Total              | \$18 |

**Fee payment:**

A check in the amount of \$18.00 is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$ \_\_\_\_\_. (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

G. Peter Nichols (Reg. No. 34,401)

October 14, 2004

Date



GP3761  
JF

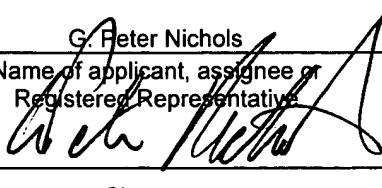
I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria VA 22313-1450

**October 14, 2004**

Date of Deposit

G. Peter Nichols

Name of applicant, assignee or  
Registered Representative



Signature

OCTOBER 14, 2004

Date of Signature

**PATENT**  
**Case No. 659/923 (17,699)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: )  
 )  
Jennifer Marvin )  
 )  
Serial No.: 10/038,765 )  
 )  
Filed: Jan. 2, 2002 )  
 )  
For: TAMPON APPLICATOR ASSEMBLY )  
AND METHOD OF USING SAME )

Examiner: Kidwell

Group Art Unit: 3761

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450 – Mail Stop Amendment  
Alexandria, VA 22313-1450

Dear Sir:

This responds to the Office Action mailed August 5, 2004. In view of the following Amendments and Remarks, Applicant respectfully requests allowance of the application.

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